

**UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF PENNSYLVANIA**

<b>JOSEPH P. MOFFITT,</b>	:	
<b>Plaintiff</b>	:	<b>CIVIL ACTION NO. 3:13-1519</b>
<b>v.</b>	:	<b>(JUDGE MANNION)</b>
<b>TUNKHANNOCK AREA SCHOOL DISTRICT and the TUNKHANNOCK AREA SCHOOL DISTRICT BOARD OF SCHOOL DIRECTORS,</b>	:	
<b>Defendants</b>	:	

**ORDER**

For the reasons stated in the memorandum issued this same day, it is **HEREBY ORDERED THAT** the defendants' motion for summary judgment, (Doc. [39](#)), is **GRANTED IN PART** and **DENIED IN PART** as follows:

- (1) The defendants' motion for summary is granted with respect to claims arising in Counts II through VI of the amended complaint;
- (2) The defendants' motion for summary is denied with respect to claims arising in Count I of the amended complaint.

*s/ Malachy E. Mannion*  
**MALACHY E. MANNION**  
**United States District Judge**

**Dated: February 3, 2016**